

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

20

Application Number

09/764,787

Filing Date

January 17, 2001

First Named Inventor

Schwartz et al.

Art Unit

3629

Examiner Name

Nguyen, Tan D.

Attorney Docket Number

51051.000013.UTL1

ENCLOSURES (Check all that apply)☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☒

Drawing(s) (13 sheets)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐ Landscape Table on CD☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify
below):Part B - Issue Fee(s) Transmittal (1 pg. in
duplicate); Comments on Examiner's Statement
of Reasons for Allowance (2 pgs.); Transmittal
of Formal Drawings (1 pg.); Copy of Form
PTO-948 dated 1/18/05 (1 pg.) and Return
Receipt Postcard**Remarks**The Commissioner is hereby authorized to charge any fees due in connection with this
submission, or credit any overpayment, to Deposit Account No. 02-4553 in the name of
Buchanan Ingersoll Professional Corp.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Buchanan Ingersoll P.C., One Oxford Centre, 301 Grant Street, 20th Floor, Pittsburgh, PA 15219

Signature

Printed name

James W. Collett, Ph.D.

Date

January 21, 2005

Reg. No.

46,636

CERTIFICATE OF TRANSMISSION/MAILINGI hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with
sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on
the date shown below: Express Mail Label No.: ED534722726US

Signature

Typed or printed name

Gregory P. Austin

Date

January 21, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Name: Schwartz et al.

Serial No.: 09/764,787

Filed: January 17, 2001

For: METHOD AND SYSTEM FOR
AN EFFICIENT FUNDRAISING
CAMPAIGN OVER A WIDE AREA
NETWORK

Group Art Unit: 3629

Examiner: Nguyen, Tan D.

Customer No.: 23464

Confirmation No.: 7187

**COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR
ALLOWANCE**

Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450


In a Notice of Allowance mailed on January 11, 2005, the Examiner stated that Applicants' method, system, and computer program product claims were neither anticipated nor made obvious by COSTIN IV, *et al.* (US 2002/004 9816) in view of MURET *et al.* (US 2003/004 2821) and SMITH *et al.* (Article 1996). The Examiner stated that none of COSTIN IV, MURET or SMITH disclose or suggest (1) virtual plaques honoring a donor, (2) forming teams on a website to participate in fundraising campaign and compete with each other to raise money, and (3) displaying team ranks on virtual plaques. The Examiner also referred to Applicants' January 27, 2004 "Affidavit in Support of Nonobviousness", and cited page 2, lines 1-2.

While the allowed claims are patentable, Applicants note that patentability does not rest on these three features. The cited Affidavit, at page 2, lines 1-2, merely notes that virtual

plaques, team competition and team ranks are recited in various claims. Not all claims in the application recited each of these limitations, and patentability does not depend on their inclusion in one claim. See, for example, the January 20, 2004 Interview Summary prepared by the Examiner, in which the PTO acknowledged that either “displaying one or more web pages with a virtual plaque honoring the donor” or “displaying the team ranks on the virtual plaque [*sic*] and wherein the team competes with one another to raise money” was sufficient to patentably distinguish over the alleged prior art.

Applicants respectfully request entry of the above remarks into the file history of the instant application.

Respectfully submitted,

By: 
James W. Collett, Ph.D.
Reg. No. 46,636

BUCHANAN INGERSOLL P.C.
One Oxford Centre
301 Grant Street, 20th Floor
Pittsburgh, PA 15219-1410
Phone: 619.578.5054
Facsimile: 619.578.5940
Email: collettjw@bipc.com



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

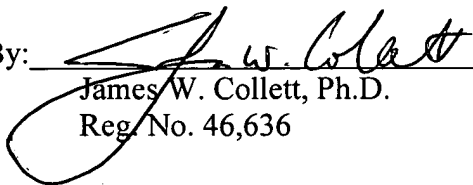
In re the Application of:)	Group Art Unit: 3629
)	
Name: Schwartz et al.)	Examiner: Nguyen, Tan D.
)	
Serial No.: 09/764,787)	Customer No.: 23464
)	
Filed: January 17, 2001)	Confirmation No.: 7187
)	
For: METHOD AND SYSTEM FOR)	
AN EFFICIENT FUNDRAISING)	
CAMPAIGN OVER A WIDE AREA)	
NETWORK)	

TRANSMITTAL OF FORMAL DRAWINGS

Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

In response to the Notice of Allowance dated January 11, 2005 and the Notice of Draftsperson's Patent Drawing Review dated January 18, 2005 (copy enclosed), Applicants' enclose herewith thirteen (13) sheets of corrected formal drawings (FIGS. 1-13). No new matter has been added.

Respectfully submitted,

By: 
James W. Collett, Ph.D.
Reg. No. 46,636

BUCHANAN INGERSOLL P.C.
One Oxford Centre
301 Grant Street, 20th Floor
Pittsburgh, PA 15219-1410
Phone: 619.578.5054
Facsimile: 619.578.5940
Email: collettjw@bipc.com

JAN 21 2005

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 01/17/04, 03/26/04 fr.

- A. approved by the Draftsperson under 37 CFR 1.84 or 1.152
B. X objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

1. DRAWINGS. 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

 Color drawings are not acceptable until petition is granted. Fig(s)

 Pencil and non-black ink not permitted. Fig(s)

2. PHOTOGRAPHS. 37 CFR 1.84(h)

 One (1) full-tone set is required. Fig(s)

 Photographs may not be mounted. 37 CFR 1.84(e)

 Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s)

 Poor quality (half-tone). Fig(s)

3. TYPE OF PAPER. 37 CFR 1.84(e)

 Paper not flexible, strong, white, and durable. Fig(s)

X Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) 1-13

4. SIZE OF PAPER. 37 CFR 1.84(f): Acceptable sizes:

 21.0 cm by 29.7 cm (DIN size A4) or

 21.6 cm by 27.9 cm (8 1/2 x 11 inches)

X All drawing sheets not the same size. Slicet(s)

 Drawings sheets not an acceptable size. Fig(s)

5. MARGINS. 37 CFR 1.84(g): Acceptable margins:

 Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm

X Margins not acceptable. Fig(s) 1-13

X Top (T) X Left (L)

X Right (R) Bottom (B)

6. VIEWS. 37 CFR 1.84(h)

REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig. 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

 Views not labeled separately or properly. Fig(s)

7. SECTIONAL VIEWS. 37 CFR 1.84(h)(3)

 Sectional designation should be noted with Arabic or Roman numbers. Fig(s)

8. ARRANGEMENT OF VIEWS. 37 CFR 1.84(i)

 Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s)

9. SCALE. 37 CFR 1.84(k)

 Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s)

10. CHARACTER OF LINES, NUMBERS, & LETTERS. 37 CFR 1.84(l)

X Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) 1-13

11. SHADING. 37 CFR 1.84(m)

 Solid black areas pale. Fig(s)

X Solid black shading not permitted. Fig(s) 1-13

12. NUMBERS, LETTERS, & REFERENCE CHARACTERS. 37 CFR 1.84(p)

X Numbers and reference characters not plain and legible. Fig(s) 1-13

X Figure legends are poor. Fig(s) 1-12
 Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s)

 English alphabet not used. 37 CFR 1.84(p)(2) Fig(s)

X Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) 1-13

13. LEAD LINES. 37 CFR 1.84(q)

 Lead lines missing. Fig(s)

14. NUMBERING OF SHEETS OF DRAWINGS. 37 CFR 1.84(t)

 Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s)

15. NUMBERING OF VIEWS. 37 CFR 1.84(u)

 Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s)

16. DESIGN DRAWINGS. 37 CFR 1.152

 Surface shading shown not appropriate. Fig(s)

 Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s)

COMMENTS:

Reviewer Tung

If you have questions, call (703) 305-8404. 1038

Date 01/18/05

Attachment to Paper No.